

(Rev 4/13)
(Without Petition)
(Under the Provisions of Chapter VI, Article 7,
Section 78 of the Charter of the City of Durham)

**STREET COMPLETION
STONEHILL ESTATES SUBDIVISION**

PRELIMINARY RESOLUTION ON PROPOSED LOCAL IMPROVEMENTS

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF DURHAM:

A. That this proceeding is taken under and by virtue of, and will be governed by, the provisions of Chapter VI, Article 7, Section 78 of the Charter of the City of Durham.

B. That the street(s) segments proposed to be improved is or are as follows:

**Obsidian Way from Freeman Road to the south property line of Parcel ID 201445;
Turquoise Drive from Obsidian Way through the cul-de-sac;
Obsidian Way from the north property line of Parcel ID 202418 to Lodestone Drive;
Olivene Drive from Obsidian Way through the cul-de-sac;
Portico Lane from the east property line of Parcel ID 206793 through the cul-de-sac;
Chalcedony Court from Portico Lane through the cul-de-sac;
Lodestone Drive from the north property line of Parcel ID 206813 around the loop to
its intersection with Citrine Court;
Citrine Court from Lodestone Drive west through the cul-de-sac**

IMPROVEMENTS PROPOSED

Street Completion. That the street(s) named in Paragraph B within the limits therein defined be completed in accordance with City of Durham standards and specifications, said completion of streets to include paving and all other work incidental to street completion and as necessary for final acceptance by City Council.

C. That if said local improvements are ordered made, the proportion of the cost thereof to be specially assessed and the terms of payment will be as follows:

SPECIAL ASSESSMENTS

Street Completion: That fifty percent of the total cost of street completion, less fifty percent of the street construction security proceeds actually received by the City of Durham for the Stonehill Estates subdivision, shall be specially assessed against the lots and parcels of land abutting directly on the street(s) segments identified above in Paragraph B, at an equal rate per lot, and in accordance with the other provisions of Section 77(14) of the City of Durham Charter.

TERMS OF PAYMENT

The owners of the assessed property shall have the option, before the expiration of 30 days from the date of publication of the notice that the assessment roll has been confirmed, of paying the assessment either in cash in full or in ten annual installments without interest. If the option to pay in cash in full within said period of 30 days is not exercised, then the amount of such assessment shall be arranged

into the established number of annual installments, the first of which shall become due and payable 30 days after the publication of the notice that the assessment roll has been confirmed, and one installment shall be due and payable on the same day of the month in each successive year thereafter until the assessment is paid in full.

D. That, pursuant to the Resolution Authorizing the City Manager or Designee to Set Public Hearings and to Declare the Adoption of Resolutions of Intent (Resolution 9709), the City Manager set the public hearing on the proposed improvement(s) to be held at 7:00 PM Monday, August 17, 2015, in the Council Chamber of City Hall.

E. That the authority by which this resolution is adopted is Chapter VI, Article 7, Section 78 of the Charter of the City of Durham. Pursuant to City of Durham Charter Section 78, all objections to the legality of the making of said improvements shall be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing heretofore provided for, and that any such objections not so made will be waived.

F. That, pursuant to Resolution 9709 and Charter Section 78(2), the City Manager caused a notice to be published one time in the Durham Herald-Sun, a newspaper of general circulation in the City of Durham, not later than August 7, 2015, which is at least 10 days before the date set for the public hearing.

G. The reasons proposed for making of the above mentioned improvements are that they are necessary in promotion of the comfort, convenience, safety, health and welfare of the citizens of Durham and in the interest of the orderly growth and advancement of the City of Durham and for the special benefit of the properties abutting upon such improvements.

This the 17th day of August, 2015.